

**RULES 63 AND 67 (37 C.F.R. 1.63 and 1.67)  
DECLARATION AND POWER OF ATTORNEY**

**FOR UTILITY/DESIGN/CIP/PCT NATIONAL APPLICATIONS**

As a below named inventor, I hereby declare that:

Our residence, post office address and citizenship are as stated below next to our name; and

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **METHOD AND DEVICES TO PROVIDE A DEFINED QUALITY OF SERVICE IN A PACKET SWITCHED COMMUNICATION NETWORK**, the specification of which: (mark only one)

- |          |     |  |
|----------|-----|--|
| <u>X</u> | (a) | is attached hereto.  |
| —        | (b) | was filed on <u>herewith</u> as Application Serial No. <u>not assigned</u><br>and was amended on _____ (if applicable) |
| —        | (c) | was filed as PCT International Application No. PCT/ _____ on<br>_____ and was amended on _____ (if applicable).        |
| —        | (d) | was filed on __ as Application Serial No. __ and was issued<br>a Notice of Allowance on ____.                          |
| —        | (e) | was filed on __ and bearing attorney docket number <u>34647-432USPX</u>  |

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims as amended by any amendment referred to above or as allowed as indicated above.

I acknowledge the duty to disclose all information known to me to be material to the patentability of this application as defined in 37 CFR § 1.56. If this is a continuation-in-part (CIP) application, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose to the Office all information known to me to be material to patentability of the application as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

I hereby claim foreign priority benefits under 35 U.S.C. § 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate filed by me or our assignee disclosing the subject matter claimed in this application and having a filing date (1) before that of the application on which our priority is claimed or, (2) if no priority is claimed, before the filing date of this application:

PRIOR FOREIGN PATENTS

<u>Number</u>	<u>Country</u>	<u>Month/Day/Year</u> <u>Filed</u>	<u>Date first laid-</u> <u>open or</u> <u>Published</u>	<u>Date</u> <u>patented or</u> <u>Granted</u>	<u>Priority Claimed</u> <u>Yes</u> <u>No</u>
99125719.7	EPO	Dec. 23, 1999			XX

I hereby claim the benefit under 35 U.S.C. § 120/365 of any United States application(s) listed below and PCT international applications listed above or below:

PRIOR U.S. OR PCT APPLICATIONS

<u>Application No. (series code/serial no.)</u>	<u>Month/Day/Year Filed</u>	<u>Status(pending, abandoned, patented)</u>
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I hereby appoint:

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all of the firm of **JENKENS & GILCHRIST, a Professional Corporation**, 1445 Ross Avenue, Suite 3200, Dallas, Texas 75202-2799, as our attorneys and/or agents, with full power of substitution and revocation, to prosecute this application, provisionals thereof, continuations, continuations-in-part, divisionals, appeals, reissues, substitutions, and extensions thereof and to transact all business in the United States Patent and Trademark Office connected therewith, to appoint any individuals under an associate power of attorney and to file and prosecute any international patent application filed thereon before any international authorities, and I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/organization who/which first sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct them in writing to the contrary.

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I hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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United States Patent & Trademark Office  
Office of Initial Patent Examination

Application papers not suitable for publication

SN 09-742-857

Mail Date 12-20-00

- ☐ Non-English Specification
- ☒ Specification contains drawing(s) on page(s) \_\_\_\_\_ or table(s) 19
- ☐ Landscape orientation of text    ☐ Specification    ☐ Claims    ☐ Abstract
- ☐ Handwritten    ☐ Specification    ☐ Claims    ☐ Abstract
- ☐ More than one column    ☐ Specification    ☐ Claims    ☐ Abstract
- ☐ Improper line spacing    ☐ Specification    ☐ Claims    ☐ Abstract
- ☐ Claims not on separate page(s)
- ☐ Abstract not on separate page(s)
- ☐ Improper paper size -- Must be either A4 (21 cm x 29.7 cm) or 8-1/2"x 11"
- ☐ Specification page(s) \_\_\_\_\_    ☐ Abstract
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- ☐ Not reproducible
- | <u>Reason</u>                                 | <u>Section</u>                                       |
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| <input type="checkbox"/> Non-white background | <input type="checkbox"/> Abstract                    |
|   | <input type="checkbox"/> Claim(s)                    |
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- ☐ Missing lead lines, drawing(s) \_\_\_\_\_
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- ☐ More than 1 drawing and not numbered correctly
- ☐ Non-English text, drawing(s) \_\_\_\_\_
- ☐ Excessive text, drawing(s) \_\_\_\_\_
- ☐ Photographs capable of illustration, drawing(s) \_\_\_\_\_